



NOVEMBER 8, 2004

*JW*  
*DA*

USPTO  
MIALSTOP (PETITIONS & OED)  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

WWW.USPTO.GOV

PERSONAL & CONFIDENTIAL

RE: GRIEVANCE OF DAVID P. LHOTA, ESQ. (REG. NO. 39,275)  
FILE NO. C2004-87

- COMMISSIONER OF PATENT & TRADEMARKS
- PCT/US01/18658; APPN #: 09/877729; PROV. #: 60/210, 300.

\*\*\*\*\*REQUESTING EMERGENCY CONSIDERATION

PETITION; FOR SUSPENSION OF RULES REGARDING UTILITY  
PATENT APPLICATION.

DEAR: DIRECTOR OR DIRECTOR'S DESIGNEE;

THIS LETTER IS TO SERVE AS A PETITION FOR THE SUSPENSION OF  
RULES REGARDING THE PCT & UTILITY PATENT APPLICATION,  
(DATES & FEES).

THIS WOULD INCLUDE TOLLING OF PAST AND PRESENT APPLICABLE  
DATES FOR SUBMISSION AND FEE PAYMENT UNTIL THE COMMISSIONER  
OR THE COMMISSIONER'S DESIGNEE HAS MADE A CONCLUSION  
REGARDING THE DISPOSITION OF THE ABOVE REFERENCE  
DISCIPLINARY MATTER REFERRED TO UNDER (FILE NO. C2004-87).

THIS PETITION IS VALID BECAUSE OF AN INJUSTICE THAT HAS  
OCCURRED IN THE PROSECUTION OF THE TWO APPLICATIONS BY THE  
ATTORNEY AND LAW FIRM OF RECORD AT THE TIME OF FILING (PLEASE  
REFERENCE THE EVIDENCE FROM THE FILE C2004-87).

THIS PETITION IS BEING MADE PURSUANT TO CONSOLIDATED PATENT  
RULE § 1.183 SUSPENSION OF RULES; WHICH STATES:

- "In an extraordinary situation, when justice requires, any requirement  
of the regulations of this part which is not a requirement of the statutes may  
be suspended or waived by the Commissioner or the Commissioner's

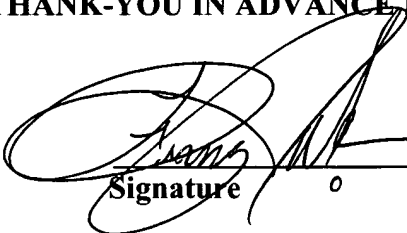
designee, sua sponte, or on petition of any party, including the Director or the Director's representative, subject to such other requirements as may be imposed."

ALTHOUGH THE FEE PURSUANT TO § 1.17(H) HAS BEEN INCLUDED I, INVENTOR, FRANZ A. WAKEFIELD IS CERTIFIED TO BE AN INDIGENT PERSON PURSUANT TO THE CAPITOL OF FLORIDA; SECTION 57.081, FLORIDA STATUTES (SEE ATTACHED CERTIFIED CERTIFICATE). IF THE DIRECTOR OR THE DIRECTOR'S DESIGNEE DECIDES THAT FOR THE FOREGOING REASONS THE \$130 FEE IS NOT NEEDED, KINDLY RETURN THE \$ 130 INCLUDED IN THIS MAILING.

PLEASE CONSIDER THIS PETITION AS THE FOLLOWING:

1. PETITION OF SUSPENSION OF RULES FOR UTILITY & PCT APPLICATIONS ( PURSUANT TO § 1.183)
2. APPEAL OF RIGHTS (PURSUANT TO 37 CFR § 11.2 ( C ))OF OED DECISION ( BASED ON § 10.170)

THANK-YOU IN ADVANCE FOR YOUR CONSIDERATION,

  
Signature \_\_\_\_\_ Date 11/8/04

MR. FRANZ ANTONIO WAKEFIELD  
PRESIDENT & CHIEF PRODUCT DESIGN ENGINEER  
COOLTVNEWTORK.COM™, INC.  
17731 North West 14<sup>th</sup> Court  
Miami, Florida 33169  
Voice: 305 + 624.3282  
FranzWakefield@hotmail.com

CC: MAILSTOP OED, & MAILSTOP PETITIONS



STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

FRANZ A. WAKEFIELD,

Petitioner,

vs.

Respondent.

Case No.

I hereby certify that this  
document is a true and  
correct copy.

By: Ann Cole

Date: 10-8-04

CLERK'S OFFICE, DIVISION OF  
ADMINISTRATIVE HEARINGS

CERTIFICATE OF INDIGENCY

On April 12, 2004, Petitioner filed a declaration of indigency. Inasmuch as the Petitioner appears to be indigent, Petitioner is hereby certified as being entitled to receive the services of the courts, sheriffs, and clerks of the State with respect to these proceedings and may proceed without payment of costs, as authorized by Section 57.081, Florida Statutes.

This 13th day of April, 2004, in Tallahassee, Leon County, Florida.

Ann Cole

ANN COLE, Clerk of the Division  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(850) 488-9675 SUNCOM 278-9675  
Fax Filing (850) 921-6847  
www.doah.state.fl.us

Filed with the Clerk of the  
Division of Administrative Hearings  
this 13th day of April, 2004.

COPIES FURNISHED:

Franz A. Wakefield  
17731 Northwest 14th Court  
Miami, Florida 33169



		<b>POSTAL MONEY ORDER</b>		15-800 000
SERIAL NUMBER <b>07840631722</b>		YEAR, MONTH, DAY <b>2004-11-08</b>		POST OFFICE <b>331691</b>
AMOUNT <b>ONE HUNDRED THIRTY DOLLARS &amp; 00¢</b>		NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS SEE REVERSE WARNING		U.S. DOLLARS AND CENTS <b>331691</b>
PAY TO <b>Commissioner For Patents &amp; Trademarks</b>		FROM <b>FRANK A WOKREGLIC</b>		CLETH <b>0004</b>
ADDRESS <b>USPTO</b>		ADDRESS <b>COULINETWORK.COM, INC.</b>		
C.O.D. NO. OR USED FOR <b>P.O. Box 1450</b>		ADDRESS <b>Alexandria, VA 22313-1450</b>		
C.O.D. NO. OR USED FOR <b>17731</b>		ADDRESS <b>14th of Miami, FL</b>		
MICR LINE <b>⑈0000008002⑈</b>		MICR LINE <b>07840631722⑈</b>		<b>331691</b>